

SUPREME COURT OF THE STATE OF NEW YORK
COUNTY OF NEW YORK

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In the Matter of the Application of

U.S. BANK NATIONAL ASSOCIATION (as
Trustee, Securities Administrator, Paying Agent,
and/or Calculation Agent under various Pooling and
Servicing Agreements),

Index No. 656028/2021
(Part 53 – Justice Borrok)

**AFFIRMATION OF
KENNETH E. WARNER**

Petitioner,

for judicial instructions pursuant to
CPLR Article 77.

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KENNETH E. WARNER, an attorney duly licensed to practice law in the State of New York, affirms under penalty of perjury and says:

1. I am a member of Warner Partners, P.C., the attorneys of record for Interested Person and Certificateholder Pacific Investment Management Company LLC (“PIMCO”) in the above-captioned proceeding. I am familiar with the proceedings in this case and make this affirmation in support of PIMCO’s application to admit Nicholas Beachy, Peter McDonald, and David Sheeren, of the firm Gibbs & Bruns, LLP in Houston, Texas as counsel *pro hac vice* to represent PIMCO in this matter, together with my firm. Gibbs & Bruns is national counsel for PIMCO. Caitlin Halpern, of the Gibbs & Bruns firm, also represents PIMCO in this matter and is a member in good standing of the New York State Bar.

2. I am a member in good standing of the Bar of the State of New York and was admitted to practice on February 9, 1970.

3. I have known and worked with the Gibbs & Bruns firm and their attorneys for more than sixteen years, during which time my firm has served as local counsel for their clients in the New York state and federal courts on a wide variety of matters. Mr. Sheeren is a partner at the

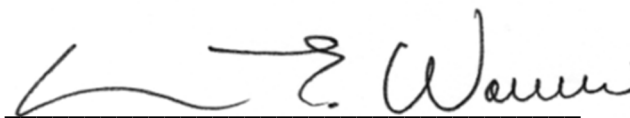
firm, and Mr. Beachy and Mr. McDonald are associates at the firm. I know from personal experience in working with them that they are attorneys of the highest caliber and integrity.

4. As evidenced by their Certificates of Good Standing attached to their accompanying Affidavits, Mr. Beachy, Mr. McDonald, and Mr. Sheeren are active members in good standing of the Bar of the State of Texas, having been admitted to practice law in Texas on November 8, 2021, October 26, 2019, and November 4, 2011, respectively.

5. Each of their affidavits states that (a) he is familiar with, and agrees to be bound by, the standards of professional conduct imposed upon members of the New York bar, including the rules of court governing the conduct of attorneys and Disciplinary Rules of the Code of Professional Responsibility; (b) he acknowledges and agrees that he shall be subject to the jurisdiction of the court of the State of New York with respect to any acts occurring during the course of his participation in the matter; (c) there are no disciplinary proceedings pending against him in the State of Texas or any other jurisdiction, nor have there been any such proceedings brought against him in any jurisdiction and (d) he has been previously admitted *pro hac vice* in this Court.

6. Accompanying this affirmation is a proposed order admitting Mr. Beachy, Mr. McDonald, and Mr. Sheeren *pro hac vice*, as provided in the Part Rules for Part 53.

WHEREFORE, your affirmant respectfully requests that this application to admit Nicholas Beachy, Peter McDonald, and David Sheeren *pro hac vice* to represent PIMCO in the above-captioned matter, together with my firm and Ms. Halpern, be granted and that the accompanying proposed order be signed and filed by the Court.

A handwritten signature in black ink, appearing to read "Kenneth E. Warner", written over a horizontal line.

Kenneth E. Warner

Affirmed this 10th
day of August, 2022.